HON'BLE SRI JUSTICE C.V.NAGARJUNA REDDY

WRIT PETITION NO: 23169 of 2007

Dated: 02-11-2007

Between:

L.Shiva Kumar

..... PETIT

AND

The Motor Vehicle Inspector/Unit Officer,
Transport Department,
Jagitial, Karimnagar District.

.....RESPOI

HON'BLE SRI JUSTICE C.V.NAGARJUNA REDDY

WRIT PETITION No. 23169 of 2007

O R D E R:

This writ petition is filed for a writ of Mandamus to declare the action of the respondents in seizing three wheeler goods carriage of PIAGGIO API (APE CARGO D600 PICKUP VAN) bearing Registration No.AP 25-U 0556 under vehicle check report No.0225964 dated 10-10-2007 as illegal.

At the hearing, learned Assistant Government Pleader for Transport stated that the petitioner has not approached the competent authority under Rule 448-B of the Andhra Pradesh Motor Vehicles Rules, 1989.

Learned counsel for the petitioner has not disputed this contention of the learned Assistant Government Pleader.

Since the petitioner has a statutory remedy available, before approaching this Court, I am not inclined to entertain this writ petition without filed his exhausting the said remedy.

The writ petition is, therefore, dismissed with liberty to the petitioner to approach the competent authority and avail the said remedy. No costs.

C.V.NAGARJUNA REDDY,J

Date: 02-11-2007
KLP